

Panaji, 31st July, 1980 (Sraavana 9, 1902)

SERIES I No. 18

OFFICIAL GAZETTE



GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Local Administration and Welfare Department

Notification

3-11-73-LSG(GEN)

Whereas the Government has decided to declare certain local areas comprising Village Panchayats of *Goa, Daman and Diu* and Satari as Municipal areas for the purpose of the *Goa, Daman and Diu Municipalities Act, 1968 (Act No. 7 of 1969)* (hereinafter called as the "said Act");

And whereas in pursuance of sub-section (3) of section 3 of the said Act, before declaring any local areas to be municipal areas, a Notification thereof is required to be published in the Official Gazette, in terms of sub-section (3) of section 3 of the said Act, for information of general public and Notice is hereby given that the proposed Notification will be taken into consideration after the expiry of two months from the date of the publication of the proclamation in the Official Gazette.

Any person who has any suggestion or objection to make on the said Notification may forward the same to the Secretary, Local Administration & Welfare Department, Government of Goa, Daman and Diu, Secretariat, Panaji, before the expiry of two months from the date of publication of this Notification in the Official Gazette.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

Alexandre Pereira, Under Secretary (Revenue).

Panaji, 23rd July, 1980.

Law Department (Legal Advice)

Notification

6/11/80-Legal

The Goa, Daman and Diu (Extension of the Powers of Attorney Act) Bill, 1980 which was passed by the Legislative Assembly of Goa, Daman and Diu on 18-4-1980 and assented to by the President of India

on 9-7-1980 is hereby published for the information of the public.

R. V. Durbhatker, Under Secretary (Law).

Panaji, 24th July, 1980.

The Goa, Daman and Diu (Extension of the Powers of Attorney Act) Act, 1980
17th May, 1980
May, 1980." [9-7-1980]

"(IX"

AN

ACT

to provide for the extension of the Powers of Attorney Act, 1882 to the Union territory of Goa, Daman and Diu.

BE it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirty-first Year of the Republic of India as follows : —

1. **Short title and commencement.** — (1) This Act may be called the Goa, Daman and Diu (Extension of the Powers of Attorney Act) Act, 1980.

(2) It shall come into force on such date as the Government may, by notification in the Official Gazette, appoint.

2. **Definitions.** — In this Act, unless the context otherwise requires, —

(a) "Goa, Daman and Diu" means the Union territory of Goa, Daman and Diu;

(b) "Government" means the Government of Goa, Daman and Diu;

(c) "Official Gazette" means the Goa, Daman and Diu Government Gazette.

3. **Extension of Powers of Attorney Act, 1882, to Goa, Daman and Diu.** — The Powers of Attorney Act, 1882 (Central Act 7 of 1882) as in force in the territories to which it generally extends, is hereby extended to, and shall be in force in Goa, Daman and Diu, subject to the modifications that, in section 4 of the said Act, —

(a) for the words "High Court" wherever they occur, the words "Judicial Commissioner's Court" shall be substituted;

(b) for the words "State Government", the words "Government of the Union territory of Goa, Daman and Diu" shall be substituted.

4. Repeal and saving.— So much of any law in force in Goa, Daman and Diu as corresponds to the Powers of Attorney Act, 1882 (Central Act 7 of 1882) shall stand repealed as from the coming into force of this Act in Goa, Daman and Diu:

Provided that the repeal shall not affect —

(a) the previous operation of any law so repealed or anything duly done or suffered thereunder; or

(b) any right, privilege, obligation or liability acquired, accrued or incurred under any law so repealed; or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against any law so repealed; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation or liability, penalty, forfeiture or punishment, as aforesaid;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment, as aforesaid, be imposed as if this Act had not been made.

Provided further that subject to the following clause proviso, anything done or any action taken (including any rule made) under any law so repealed shall, so far as they are consistent with the said Act, shall be deemed to have been done or taken under the corresponding provisions of the said Act as extended to Goa, Daman and Diu by this Act and shall continue to be in force accordingly unless and until superseded by anything done or any action taken under the said Act.

Secretariat,
Panaji,
24th July, 1980

M. K. MISHRA
Secretary to the Government of Goa,
Daman and Diu Law Department
(Legal Advice)

Notification

7/1/80-LGL

The following Notification received from the Government of India, Ministry of Shipping and Transport, Transport Wing, New Delhi is hereby republished for general information of the public.

R. V. Durbhatkar, Under Secretary (Law).

Panaji, 14th July, 1980.

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF SHIPPING AND TRANSPORT
(NAUVAHAN AUR PARIVAHAN MANTRALAYA)

(Transport Wing)
(Parivahan Paksha)

New Delhi, the 14th May, 1980.

Notification

G.S.R. — Whereas the draft of the Motor Vehicles (Protective Headgears) Rules, 1979, was published

with the notification of the Government of India in the Ministry of Shipping and Transport (Transport Wing) No. G.S.R. 1250, dated the 24th September, 1979, at page 2350 of the Gazette of India, 1979, Part II, Section 3, Sub-section (i), dated the 6th October, 1979, as required by sub-section (1) of section 133 of the Motor Vehicles Act, 1939 (4 of 1939), read with section 22 of the General Clauses Act, 1897 (10 of 1897), inviting objections and suggestions from all persons likely to be affected thereby up to a period of forty-five days from the date of publication of the said notification in the Official Gazette;

And Whereas the said Gazette was made available to the public on the 15th October, 1979;

And Whereas the objections and suggestions received on the said draft rules have been considered by the Central Government;

Now, Therefore, in exercise of the powers conferred by section 85A of the Motor Vehicles Act, 1939 (4 of 1939), read with section 22 of the General Clauses Act, 1897 (10 of 1897), the Central Government hereby makes the following rules, namely: —

1. *Short title and commencement.* — (1) These rules may be called the Motor Vehicles (Protective Headgears) Rules, 1980.

(2) They shall come into force on the 1st November, 1980.

2. *Specification of the description of a protective Headgear.* — Every person driving or riding (otherwise than in a side car) on a motor cycle of any class shall, while in a public place, wear a protective headgear of such description as conforms to the Indian Standards Institution Specification No. IS: 4151-1976 as amended from time to time.

3. *Exception in the case of Sikh women.* — The provisions of section 85A of the Motor Vehicles Act, 1939 (4 of 1939) shall not apply to a woman who is a Sikh.

Sd/-

(B. B. MAHAJAN)

Joint Secretary to the Government of India

F. No. TW/TGM(54)/78-II

Notification

7/1/80-LGL

The following Notifications received from the Government of India, Ministry of Labour, New Delhi are hereby republished for general information of the public.

R. V. Durbhatkar, Under Secretary (Law).

Panaji, 23rd July, 1980.

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF LABOUR

(SHRAM MANTRALAYA)

Dated New Delhi, the 31st May, 1980

Notification

S.O. — In exercise of the powers conferred by Clause (a) of sub-section (3) of section 17 of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952, the Central Government hereby directs that for clause (i) of paragraph 1 of the Ministry of Labour Notification No. S. O. 722-E dated 21st December, 1978 published in Part I section 3(ii) of the Gazette of India Extraordinary dated 21st December, 1978, the following clause shall be substituted, namely: —

- " (i) Government securities as defined in clause (2) of section 2 of the Public Debt Act, 1944 (18 of 1944) created and issued by the Central Government, except treasury bills. Not less than 20%.

2. This amendment shall have effect from 1st day of June, 1980.

[No. G-27035/2/80-PFI(i)]

Sd/-

(P. S. HABEEB MOHAMED)

Joint Secretary.

Dated New Delhi, the 31st May, 1980.

Notification

S.O. — In exercise of the powers conferred by sub-paragraph (1) of Paragraph 52 of the Employees' Provident Funds Scheme, 1952, the Central Government hereby directs that for clause (i) of paragraph 1 of the Ministry of Labour Notification No. S. O. 723-E dated 21st December, 1978 published in Part II Section 3(ii) of the Gazette of India Extraordinary dated 21st December, 1978, the following clause (i) shall be substituted namely: —

- "(i) Government securities as defined in clause (2) of section 2 of the Public Debt Act, 1944 (18 of 1944) created and issued by the Central Government, except treasury bills. Not less than 20%.

2. This amendment shall have effect from 1st day of June, 1980.

(No. G-27035/2/80-PFI)

Sd/-

(P. S. HABEEB MOHAMED)

Joint Secretary.

Dated New Delhi, the 24th May, 1980.

Notification

G. S. R. — In exercise of the powers conferred by sub-section (1) of section 5, read with sub-section (1) of section 7 of the Employees' Provident Fund and Miscellaneous Provisions Act, 1952 (19 of 1952), the Central Government hereby makes the following scheme further to amend the Employees' Provident Funds Scheme, 1952, namely: —

1. This Scheme may be called the Employees' Provident Funds (Second Amendment) Scheme, 1980.

2. In the Employees' Provident Funds Scheme, 1952, in clause (b) of sub-paragraph (3) of paragraph 1, after sub-clause (LXXXVi), the following sub-clauses shall be inserted, namely: —

"(LXXXVii) as respects the Diamond Cutting Industry, that is to say, any industry engaged in the cutting of Diamond, specified in the notification of the Government of India in the Ministry of Labour No. G. S. R. 564 dated the 17th May, 1980 come into force on the 31st May, 1980."

"(LXXXViii) as respects the quartzite mines covered by the notification of the Government of India in the Ministry of Labour No. G. S. R. 563 dated the 17th May, 1980, come into force on the 31st May, 1980."

"(LXXXIX) as respects the inland water transport establishments, that is to say, any establishment engaged in the activities of inland water transport specified in the notification of the Government of India in the Ministry of Labour No. G. S. R. 565 dated the 17th May, 1980 come into force on the 31st May, 1980."

(No. S-35016(4)/79-PF. II)

HANS RAJ CHHABRA

Deputy Secretary

Dated, New Delhi, the 7th June, 1980.

Notification

G. S. R. — Whereas certain draft rules further to amend the Minimum Wages (Central) Rules, 1950, were published as required by sub-section (1) of section 30 of the Minimum Wages Act, 1948 (11 of 1948), at pages 2996-97 of the Gazette of India, Part II, Section 3, sub-section (i), dated the 22nd December, 1979 under the notification of the Government of India in Ministry of Labour No. G. S. R. 1525 dated the 11th December, 1979, inviting objections or suggestions from all persons likely to be affected thereby until the expiry of a period of two months from the date of publication of the notification in the Official Gazette;

And Whereas the said Gazette was made available to the public on or about the 22nd December, 1979;

And Whereas the objections and suggestions received from the public on the said draft have been considered by the Central Government;

Now, Therefore, in exercise of the powers conferred by section 30 of the said Act, the Central Government hereby makes the following rules further to amend the Minimum Wages (Central) Rules, 1950, namely:—

1. (1) These rules may be called the Minimum Wages (Central) Amendment Rules, 1980.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In rule 21 of the Minimum Wages (Central) Rules, 1950,—

(1) in sub-rule (2),—

(a) for clause (xiii), the following clause shall be substituted, namely:—

“(xiii) deductions made with the written authorisation of the employed person for contributions to the National Defence Fund or the Prime Minister’s National Relief Fund or to any Defence Savings Scheme approved by the Central Government or to such other Fund as the Central Government may, by notification in the Official Gazette, specify in this behalf;” and

(b) after clause (xiii), the following clause shall be inserted, namely:—

“(xiv) deductions for recovery of loans granted for house building or other purposes approved by the Central Government, and for the interest due in respect of such loans, subject to any rules made or approved by the Central Government regulating the extent to which such loans may be granted and the rate of interest payable thereon;”

(2) after sub-rule (2), the following sub-rule shall be inserted, namely:—

“(2A) Notwithstanding anything contained in these rules, the total amount of deductions which may be made under sub-rule (2) in any wage period, from the wages of an employee shall not exceed—

(i) 75 per cent of such wages in cases where such deductions are wholly or partly made for payments to Consumer Cooperative Stores run by any Cooperative Society under clause (x) of sub-rule (2); and

(ii) 50 per cent of such wages in any other case: Provided that where the total amount of deductions which have to be made under sub-rule (2) in any wage period from the

wages of any employee exceeds the limit specified in clause (i), or, as the case may be, clause (ii) of this sub-rule, the excess shall be carried forward and recovered from the wages for succeeding wage period or wage periods as the case may be, in such number of instalments as may be necessary”.

ASHOK NARAYAN

Deputy Secretary

[S. 38012(2)/73-WC(MW)]

Notification

7/1/80-LGL

The following Notification received from the Government of India, Ministry of Labour, New Delhi is hereby republished for general information of the public.

R. V. Durbhatkar, Under Secretary (Law).

Panaji, 23rd July, 1980.

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF LABOUR

(SHRAM MANTRALAYA)

Dated New Delhi, 16th June, 1980

Notification

In exercise of the powers conferred by section 27 of the Minimum Wages Act, 1948 (11 of 1948), the Central Government hereby adds to Part I of the Schedule to that Act, the employment in iron ore mines, notice of its intention to do so having already been given by the notification of the Government of India in the Ministry of Labour No. S. O. 86, dated the 20th December, 1979, published at page 78 of the Gazette of India Part II, Section 3, Sub-section (ii), dated the 5th January, 1980, as required by the said section.

(ASHOK NARAYAN)

Deputy Secretary

[No. S-32017/2/78-WC(MW)]